IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION

CRIMINAL BAIL APPLICATION NO.489 OF 2007
IN
CRIMINAL APPEAL NO.393 OF 2007

Tarachand Pandurang Navale ..Applicant

V/s.

The State of Maharashtra ..Respondent

Mr.B.J.Sarwade, advocate for the applicant
Mr.U.S.Shinde, APP for the State

CORAM : J.H.BHATIA, J.

DATE : 20TH APRIL, 2007

P.C.

1. Heard. The applicant was convicted for the offence punishable under Section 376 of the I.P.C. and was sentenced to undergo R.I.for five years and to pay fine of Rs.10,000/-. He was also convicted for the offence punishable under Section 419 r/w.420 of the I.P.C. and was sentenced to undergo R.I.for two years and to pay fine of Rs.10,000/-. The applicant has preferred the appeal against the conviction and sentence. The appeal is admitted. By this application the applicant seeks to be released on bail pending final hearing and disposal

of the appeal.

2. Record shows that the prosecutrix and the applicant were in love for about three years prior to filing of the report with police. On certain occasions they had also indulged in sexual intercourse. There appears dispute about age of the girl. Taking into consideration these circumstances I find that the applicant may be enlarged on bail pending final hearing and disposal of the appeal.

3. The applicant be released on bail on his executing P.R.Bond of Rs.15,000/- with a surety in like amount subject to his depositing fine amount with a condition that he shall not misuse the bail.

(**J.H.BHATIA, J.**)